

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

PEPSICO, INC., a North Carolina corporation,
and THE CONCENTRATE
MANUFACTURING COMPANY OF
IRELAND, a corporation governed by the laws
of the Republic of Ireland,

Plaintiffs,

v.

R. R. IMPORTACIONES, INC., a New Jersey
corporation, JAMES MARTINEZ, an
individual, and JOHN DOES 1-10,

Defendants.

Civil Action No.: 11-2315(PGS)(ES)

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE
AS TO DEFENDANT
JAMES MARTINEZ ONLY**

Please take NOTICE that pursuant to FED. R. CIV. P. 41(a)(1)(A), Plaintiffs Pepsico, Inc.
and The Concentrate Manufacturing Company of Ireland hereby voluntarily dismiss this matter
without prejudice as to Defendant James Martinez ONLY.

GENOVA, BURNS & GIAN TOMASI

s/ John W. Bartlett

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Dated: May 22, 2011

and

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and The Concentrate Manufacturing Company of Ireland*